

This Page Is Inserted by IFW Operations
and is not a part of the Official Record

BEST AVAILABLE IMAGES

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images may include (but are not limited to):

- BLACK BORDERS
- TEXT CUT OFF AT TOP, BOTTOM OR SIDES
- FADED TEXT
- ILLEGIBLE TEXT
- SKEWED/SLANTED IMAGES
- COLORED PHOTOS
- BLACK OR VERY BLACK AND WHITE DARK PHOTOS
- GRAY SCALE DOCUMENTS

IMAGES ARE BEST AVAILABLE COPY.

**As rescanning documents *will not* correct images,
please do not report the images to the
Image Problems Mailbox.**



PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Serial No. 09/091,561
Filed 08/21/98

GROUP 1644
Examiner Ewoldt

RECEIVED

MAR 29 2002

TECH CENTER 1600/2900

ANTI-IDIOTYPIC ANTIBODIES
OF VASCULAR ENDOTHELIAL
GROWTH FACTOR AND
USE THEREOF AS DRUGS

DECLARATION UNDER RULE 132

Commissioner for Patents
Washington, D.C. 20231

Sir:

I, Pierre Fons, hereby declare as follows:

My relevant background and experience are set forth on the attached c.v. I make this declaration in support of the present application, and to provide evidence in rebuttal of several contentions in the Official Action of September 25, 2001, that one of ordinary skill in the art would be able to make and use the claimed invention.

As a student in 1997 in the laboratory of Doctor Jean Plouet, I was given the task to reproduce the double immunization in mice that had been previously performed in rabbits. I produced several hybridomas, and I used the screening methods described in the present patent application filed by Doctor Jean Plouet, including the Radio Receptor Assay. It took only routine experimentation to isolate and identify anti-id immunoglobulins from mice corresponding to the Ig2 J fraction of the present application. It was a matter of routine experimentation over a time period of six months to produce monoclonal antibodies from a range of candidate B-lymphocytes and to identify those having the claimed binding specificity. Six months is a classical amount of time necessary to perform a double immunization in mice.

The undersigned declare further that all statements made herein of their own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

PIERRE FONS

February , 2002

Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENTS

In re application of

Serial No. 09/091,561
Filed 08/21/98

GROUP 1644
Examiner Ewoldt

ANTI-IDIOTYPIC ANTIBODIES
OF VASCULAR ENDOTHELIAL
GROWTH FACTOR AND
USE THEREOF AS DRUGS

DECLARATION UNDER RULE 132

Commissioner for Patents
Washington, D.C. 20231

Sir:

I, Pierre-Andre Cazenave, hereby declare as follows:

My relevant background and experience are set forth on the attached c.v. I make this declaration in support of the present application, and to provide evidence in rebuttal of several contentions in the Official Action of September 25, 2001, that one of ordinary skill in the art would be able to make and use the claimed invention.

Given the showing in the specification that about 15 to 20% of rabbits produce the anti-idiotypic antibodies having the claimed binding specificity, I confirm that a person skilled in the field of anti-idiotypic science would have at least a "reasonable expectation" that a comparable percentage of mice would produce an anti-idiotypic antibody having that binding specificity. In view of the results produced in rabbits, and when following most of the steps described in the present specification, comparable results in mice would have been expected without undue experimentation. Anti-idiotypic reactions occur against a given antigen in all mammalian species. The screening procedure of the present application has been established as an assay measuring the inhibition of recombinant human VEGF toward recombinant human VEGFR2 by immunoglobulin. Therefore, the origin of anti-idiotypic antibodies, whether from rabbits or mice, is not a limiting step.

I also confirm that, given the screening methods described in the present specification, an analysis of the specificity of mice antibodies by Radio Receptor Assay would involve only routine experimentation to identify anti-id immunoglobulin corresponding to the Ig2 J fraction of the present specification. It is only a matter of time and routine experimentation to produce monoclonal antibodies from potential B-lymphocytes and to identify those having the claimed binding specificity.

Having seen the results of the experiments using Fab fragments, my understanding is that they display anti-angiogenic properties functionally similar to the original antibodies conjugated with cytotoxic agents: the Fab are, like the original antibodies, ligands to KDR or flk-1, and not to flt-1. They bind to the KDR receptor and block it, hence preventing VEGF to be internalized into endothelial cells and to induce their proliferation. Accordingly, Fab fragments prevent proliferation of endothelial cells, and act functionally like the antibodies of the specification conjugated with cytotoxic agents.

The undersigned declare further that all statements made herein of their own knowledge are true and that all statements made on

Plouet et al. S.N. 09/091,561

information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

PIERRE-ANDRE CAZENAVE

March , 2002

Date



PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Jean PLOUET et al.

Serial No. 09/091,561

GROUP 1644

Filed August 21, 1998

Examiner G. Ewoldt

RECEIVED

MAR 29 2002

TECH CENTER 1600/2900

ANTI-IDIOTYPIC ANTIBODIES OF
VASCULAR ENDOTHELIAL GROWTH FACTOR
AND USE THEREOF AS DRUGS

TRANSLATOR'S CERTIFICATE OF VERIFICATION

Commissioner for Patents

Washington, D.C. 20231

Sir:

I, Andrew Patch of Young & Thompson, 745 South 23rd
Street, Arlington, VA 22202

Hereby declare

1. That, I am competent in French to English
translations, and

2. That, to the best of my knowledge and belief,
hereby state that the term "notamment" may be translated from
French to English as "for example" or "notably".

Respectfully submitted,


Andrew J. Patch

March 25, 2002



#28
gnd
PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Serial No. 09/091,561
Filed 08/21/98

GROUP 1644
Examiner Ewoldt

ANTI-IDIOTYPIC ANTIBODIES
OF VASCULAR ENDOTHELIAL
GROWTH FACTOR AND
USE THEREOF AS DRUGS

RECEIVED

MAR 29 2002

TECH CENTER 1600/2900

DECLARATION UNDER RULE 132

Commissioner for Patents
Washington, D.C. 20231

Sir:

I, Jean Plouet, hereby declare as follows:

I am the same Jean Plouet named as an inventor in the above-identified patent application. My relevant background and experience are set forth on the attached c.v. I make this declaration in support of the present application, and to provide evidence in rebuttal of several contentions in the Official Action of September 25, 2001, that one of ordinary skill in the art would be able to make and use the claimed invention.

Further, I declare that the Ig2 J fraction described in the present specification, although presumably including some anti-idiotypic antibody that binds to both flk and flt, nevertheless contains a sufficient proportion of the claimed antibody (binding to flk but not flt) as to display the strong difference in binding profiles shown in present Figs. 1A and 1B. Therefore, even the polyclonal fraction is useful as such (although perhaps not commercially), and this is demonstrated by the experiments in the specification showing that the Ig2 J fraction promotes tumor angiogenesis, and hence is valuable as a selective targeting agent.

As it is confirmed in a separate affidavit signed by Professor Cazenave, from the Pasteur Institute in Paris, given the showing in the specification that about 15 to 20% of rabbits produce the anti-idiotypic antibody having the claimed binding specificity, a person skilled in the field of anti-idiotypic science would have at least a "reasonable expectation" that a comparable percentage of mice would produce an anti-idiotypic antibody having that binding specificity. In view of the results produced in rabbits, comparable results in mice would have been expected without undue experimentation, when following most of the steps described in the specification.

As it is confirmed in the same affidavit signed by Professor Cazenave, I also confirm that given the screening methods described in the present specification, an analysis of the specificity of mice antibodies by Radio Receptor Assay would involve only routine experimentation to isolate and identify anti-id immunoglobulin corresponding to the Ig2 J fraction of the present specification. It is only a matter of time and routine experimentation to produce monoclonal antibodies from the candidate B-lymphocytes and to identify those having the claimed binding specificity. It is also useful to reemphasize that successful production of monoclonal antibodies have in fact been performed subsequent to the filing of the International application, and that no unusual difficulty was encountered. In fact, it took only six months to achieve the results reported in my earlier filed declaration. Six months is a classical amount of time necessary to perform double

immunization in mice. That point is further confirmed in a separate affidavit by Doctor Pierre Fons, who was at the time a student of mine and the principal operator of this double immunization.

It is also useful to reemphasize that successful production of monoclonal antibodies has in fact been performed subsequent to filing of the International application, and that no unusual difficulty was encountered. In fact, it took only 6 months to achieve the results reported in my earlier Rule 132 declaration, which is a classical amount of time necessary to perform the double immunization in mice. That point is also confirmed in a separate affidavit by Doctor Pierre Fons, who was at the time a student of mine and the principal operator of this double immunization.

It is also useful to emphasize that Fab fragments display anti-angiogenic properties functionally similar to the original antibodies conjugated with cytotoxic agents. As it was pointed out by USPTO, it is absolutely exact that "Fab fragment cannot exert the same functional activity as the antibodies, since the Fab cannot induce "dimerization, internalization and cell proliferation." In fact, since the Fab are, like the original antibodies, ligands to KDR or flk-1, and not to flt-1 (claim 9, initial number), they link to this receptor and block it, hence preventing VEGF present in the tumor to be internalized into endothelial cells and to induce their proliferation. Accordingly, Fab fragments prevent proliferation of endothelial cells, and act functionally like the antibodies of the specification conjugated with cytotoxic agents.

The undersigned declare further that all statements made herein of their own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

JEAN PLOUËT

March , 2002

Date



PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Serial No. 09/091,561
 Filed 08/21/98

GROUP 1644
 Examiner Ewoldt

ANTI-IDIOTYPIC ANTIBODIES
 OF VASCULAR ENDOTHELIAL
 GROWTH FACTOR AND
 USE THEREOF AS DRUGS

RECEIVED

MAR 29 2002

DECLARATION UNDER RULE 132

TECH CENTER 1600/2900

Commissioner for Patents
 Washington, D.C. 20231

Sir:

I, Jean Plouet, hereby declare as follows:

I am the same Jean Plouet named as an inventor in the above-identified patent application. My relevant background and experience are set forth on the attached c.v. I make this declaration in support of the present application, and to provide evidence in rebuttal of several contentions in the Official Action of September 25, 2001, that one of ordinary skill in the art would be able to make and use the claimed invention.

Further, I declare that the Ig2 J fraction described in the present specification, although presumably including some anti-idiotypic antibody that binds to both flk and flt, nevertheless contains a sufficient proportion of the claimed antibody (binding to flk but not flt) as to display the strong difference in binding profiles shown in present Figs. 1A and 1B. Therefore, even the polyclonal fraction is useful as such (although perhaps not commercially), and this is demonstrated by the experiments in the specification showing that the Ig2 J fraction promotes tumor angiogenesis, and hence is valuable as a selective targeting agent.

As it is confirmed in a separate affidavit signed by Professor Cazenave, from the Pasteur Institute in Paris, given the showing in the specification that about 15 to 20% of rabbits produce the anti-idiotypic antibody having the claimed binding specificity, a person skilled in the field of anti-idiotypic science would have at least a "reasonable expectation" that a comparable percentage of mice would produce an anti-idiotypic antibody having that binding specificity. In view of the results produced in rabbits, comparable results in mice would have been expected without undue experimentation, when following most of the steps described in the specification.

As it is confirmed in the same affidavit signed by Professor Cazenave, I also confirm that given the screening methods described in the present specification, an analysis of the specificity of mice antibodies by Radio Receptor Assay would involve only routine experimentation to isolate and identify anti-id immunoglobulin corresponding to the Ig2 J fraction of the present specification. It is only a matter of time and routine experimentation to produce monoclonal antibodies from the candidate B-lymphocytes and to identify those having the claimed binding specificity. It is also useful to reemphasize that successful production of monoclonal antibodies have in fact been performed subsequent to the filing of the International application, and that no unusual difficulty was encountered. In fact, it took only six months to achieve the results reported in my earlier filed declaration.

Plouet et al. S.N. 09/091,561

Six months is a classical amount of time necessary to perform double immunization in mice. That point is further confirmed in a separate affidavit by Doctor Pierre Fons, who was at the time a student of mine and the principal operator of this double immunization.

It is also useful to reemphasize that successful production of monoclonal antibodies has in fact been performed subsequent to filing of the International application, and that no unusual difficulty was encountered. In fact, it took only 6 months to achieve the results reported in my earlier Rule 132 declaration, which is a classical amount of time necessary to perform the double immunization in mice. That point is also confirmed in a separate affidavit by Doctor Pierre Fons, who was at the time a student of mine and the principal operator of this double immunization.

It is also useful to emphasize that Fab fragments display anti-angiogenic properties functionally similar to the original antibodies conjugated with cytotoxic agents. As it was pointed out by USPTO, it is absolutely exact that "Fab fragment cannot exert the same functional activity as the antibodies, since the Fab cannot induce "dimerization, internalization and cell proliferation." In fact, since the Fab are, like the original antibodies, ligands to KDR or flk-1, and not to flt-1 (claim 9, initial number), they link to this receptor and block it, hence preventing VEGF present in the tumor to be internalized into endothelial cells and to induce their proliferation. Accordingly, Fab fragments prevent proliferation of endothelial cells, and act functionally like the antibodies of the specification conjugated with cytotoxic agents.

The undersigned declare further that all statements made herein of their own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.


JEAN PLOUËT

31/19/2002
Date

Curriculum vitae of the candidate**Jean PLOUET**

Born August 11 1951 à Paramé (35), married, 2 daughters.

Diplômes :**Médecine**

MD, Nantes, 1977.

Certified in Immunology, 1977.

Specialisation in Immunology, 1978.

Sciences

Certificate of Structural and Metabolic Biochemistry, Nantes, 1976.

Certificate of Animal Physiology, Nantes, 1977.

Post-degree Course in Eucaryotic Molecular Biology Paris VII, 1978.

PhD., Fondamental Biochemistry, Paris VII, 1981.

Activités Hospitalo-Universitaires

- Lecturer in Biochemistry PCEM1, Université de Nantes

1976-1978 Lecturer

1978-1979 Assistant Professor

- MD in the Biochemistry Laboratory, Nantes Hospital

1977-1979 Vacations

1979-1980 Assistant Professor

Activités de Recherche.

- U.118 INSERM, Paris

1980-1981 Fellow of the Ligue Nationale contre le Cancer

1981-1984 Assistant Research Professor II, CNRS (COMMISSION 28)

- U.86 INSERM, Paris

1984-1985 Assistant Research Professor II, CNRS

1985-1987 Assistant Research Professor I, CNRS

- U.C.S.F., (Cancer Research Institute), San Francisco

1987-1988 Assistant Research Biochemist

- U.86 INSERM, Paris

1989-1990 Assistant Research Professor I, CNRS

-UPR 9008 CNRS, Toulouse.

1991 ATIPE Laureate, Team leader

1992 Associate Research Professor II CNRS

1999 Team leader « Plasticity of the endothelial cell » à l'UMR CNRS 6089

Director of the GDR 1927 CNRS « Angiogénèse »

CSO of the company AbTECH

1- PUBLICATIONS IN INTERNATIONAL JOURNALS

1. Plouët J., Madec Y., 1979.
Détermination du lysozyme dans les liquides biologiques par une technique cinétique semi-automatique. Discussion de la méthode.
Clin. Chim. Acta, 93, 51-60.
2. Feuvray D., Plouët J., 1981.
Relationship between structure and metabolism in mitochondria isolated from ischemic heart.
Circ. Res., 48, 740-747.
3. Barritault D., Plouët J., Courty J., Courtois Y., 1982.
Purification, characterization and biological properties of the eye derived growth factor from retina. Analogies with brain derived growth factor.
J. Neurosc. Res., 8, 477-490.
4. Plouët J., Barritault D., Courtois Y., Ladda R., 1982.
Epidermal growth factor and eye derived growth factor from retina are immunologically distinct and bind to different receptors on human skin fibroblast.
FEBS Lett, 144, 85-93.
5. Romquin N., Plouët J., Barritault D., Courtois Y., 1983.
Human and bovine vascular endothelial cells. Comparative effects on cell growth and longevity of an eye derived growth factor (EDGF) and of extracellular matrix.
Biol. Cell, 49, 104-108.
6. Plouët J., Courty J., Olivié M., Courtois Y., Barritault D., 1984.
A highly reliable and sensitive assay for the purification of ocular growth factors.
Cell Mol. Biochem., 30, 105-110.
7. Petrousos G., Courty J., Guimaraes R., Pouliquen Y., Barritault D., Plouët J., Courtois Y., 1984.
Comparison of the effects of EGF, bFGF and EDGF on corneal epithelium wound healing.
Curr. Eye Res., 3, 573-588.
8. Pfister C., Chabre M., Plouët J., Tuyen V.V., De Kozak Y., Faure J.P., Kühn H., 1985.
Retinal S-antigen identified as the 48k protein regulating light-dependent phosphodiesterase in rods.
Science, 228, 891-893.
9. Fredj-Reygrobellet D., Plouët J., Delayre T., Baudoin C., Bourret F., Lapalus P., 1987.
Effects of a FGF and bFGF on wound healing in rabbit corneas.
Curr. Eye Res., 6, 1205-1209.
10. Plouët J., Dorey C., 1987.
La transduction visuelle.
Méd. Sci., 3, 192-197.
11. Plouët J., Mascarelli F., Loret M.D., Faure J.P., Courtois Y., 1988.
Regulation of eye derived growth factor binding to membranes by light ATP or GTP in photoreceptor outer segments.
EMBO J., 7, 373-376.
12. Globus R.K., Plouët J., Gospodarowicz D., 1989.
Cultured bovine bone cells synthesize basic fibroblast growth factor and store it in their extracellular matrix.
Endocrinology, 124, 1539-1547.
13. Plouët J., Gospodarowicz D., 1989.
Transforming growth factor B positively modulates the bioactivity of fibroblast growth factor on corneal endothelial cells.

J. Cell. Physiol., 141,392-399.

14. Gospodarowicz D., Plouët J., Fujii D.K., 1989.
Ovarian germinal epithelial cells respond to basic fibroblast growth factor and express its gene : implications for early folliculo genesis.
Endocrinology,125,1266-1276.

15. Plouët J., Schilling J., Gospodarowicz D., 1989.
Isolation and characterization of a newly identified endothelial cell mitogen produced by pituitary AT 20 cells.
EMBO J., 8,3801-3806.

16. Gospodarowicz D., Plouët J., Mallerstein B., 1990.
Comparison of the ability of basic and acidic fibroblast growth factor to stimulate the proliferation of an established keratinocyte cell line : modulation of their biological effects by heparin, TGFB and EGF.
J. Cell. Physiol., 142, 325-333.

17. Plouët J., Gospodarowicz D., 1990.
Identification of the melanocyte growth factor in iris derived melanocytes.
Exp. Eye Res., 51, 519-529.

18. Hecquet C.,Morisset S., Lorans G., Plouët J., Adolphe M., 1990.
Effects of acidic and basic fibroblast growth factors on the proliferation of rabbit corneal cells.
Curr. Eye Res., 9, 429-433.

19. Plouët J., Moukadi H., 1990.
Specific binding of vasculotropin to bovine brain capillary endothelial cells .
Biochimie,72, 51-55.

20. Plouët J., Moukadi H., 1990.
Characterization of the receptor to vasculotropin on bovine adrenal cortex derived capillary endothelial cells.
J. Biol. Chem.,265, 22071-22074.

21. Bikfalvi A., Sauzeau C., Moukadi H., Jesso N., Maclouf J., Plouët J., Tobelem G., 1991.
Interaction of Vasculotropin with human umbilical vein endothelial cells:binding, internalization, degradation and biological effects.
J. Cell. Physiol., 149, 50-59.

22. Praloran V., Mirshahi S., Favard C., Moukadi H., Plouët J., 1991.
Mitogenic activity of Vasculotropin for peripheral human lymphocytes.
CR Acad Sci, 313, III, 21-26.

23. Favard C., Moukadi H., Dorey C., Chauvaud D., Praloran V., Plouët J., 1991.
Purification, cloning, and biological properties of an angiogenic cytokine : the vasculotropin.
Biol. Cell, 73, 1-6.

24. Moukadi H., Favard C., Praloran V., Plouët J. 1991.
Vasculotropine:un facteur de croissance angiogénique.
Pathol Biol, 39, 153-156.

25. Chollet P., Malecaze F. Gouzi L., Arné J.L., Plouët J., 1993.
Endothelin 1 is a growth factor for bovine corneal endothelial cells.
Exp. Eye Res., 57, 595-600..

26. Midy V., Plouët J., 1994.
VAS/VEGF induces differentiation in cultured osteoblasts.
Biochem. Biophys. Res. Commun., 199, 380-386.

27. Simonre-Pinatel V., Guerin M., Chollet P., Pizary M., Clamens S., Malecaze F., Plouët J., 1994.
Vasculotropin/vascular Endothelial Growth Factor acts on retinal capillary endothelial cells through an autocrine pathway.
Invest. Ophthalmol. Vis. Sci., 35, 3393-3400.

28. Malecaze F., Clamens S., Simorre-Pinatel V., Chollet P., Marthis A., Favard C., Bayard F., Plouët J., 1994.
Expression of vasculotropin/vascular endothelial growth factor in vitreous and fibrovascular membranes in diabetic retinopathy.
Archiv. Ophthalmol., 112, 1476-1482.
29. Plouët J., Bayard F., 1994.
Regulation of VAS/VEGF bioavailability.
Horm. Res., 42, 14-19.
30. Guérin M., Moukadi H., Chollet P., Moro F., Dun K., Malecaze F., Plouët J., 1995.
Vasculotropin/vascular endothelial growth factor is an autocrine growth factor for human retinal pigment epithelial cells.
J. Cell Physiol., 164, 385-394.
31. Moukadi H., Gouzi L., Detolle-Sarbach S., Guez D., Plouët J., 1995.
Inhibition of bFGF and VAS/VEGF biological activities on cultured cells by almitrine.
Biochim. Biophys. Acta, 1265, 168-172.
32. Lachgar S., Moukadi H., Jonca F., Charveron M., Bonhaddoui N., Gall Y., Bonafé J-L., Plouët J., 1996.
Vascular endothelial growth factor is an autocrine growth factor for hair dermal papilla cells.
J. Invest. Dermatol., 106, 17-23.
33. Luty G.A., McLeod S., Merges C., Diggs A., Plouët J., 1996.
Localization of VEGF in human retina and choroid.
Archiv. Ophthalmol., 114, 971-977.
34. Ortéga N., Jonca F., Vincent S., Favard C., Malavaud B., Bertrand N., Mazcrolles C., Rischmann P., Pouliquen Y., Sarraumon J-P, Ruchoux M-M, Plouët J., 1996.
Modulation de la progression tumorale par des anticorps anti-idiotypiques de facteurs angiogéniques.
CR Acad. Sci., III, 319, 411-415.
35. Lachgar S., Charveron M., Gall Y., Plouët J., Bonafé J-L., 1996.
Vascular endothelial cells: targets for studying the activity growth factor of hair follicle cell-produced VEGF.
Cell Biol. Tox., 12, 331-334.
36. Favard C., Ortéga N., Bayard F., Plouët J., 1996.
Vascular endothelial growth factor and retinal neovascularization: a new therapeutic approach for diabetic retinopathy.
Diab. & Metab., 22, 268-273.
37. Guérin M., Scottet E., Malecaze F., Houssaint E., Plouët J., 1997.
Overexpression of vascular endothelial growth factor splice variants 165 and 189 induces cell transformation in cooperation with fibroblast growth factor 2.
Oncogene, 14, 463-471.
38. Bérard M., Sordello S., Ortéga N., Carrier J-L, Peyri N., Wassef O., Bertrand D., Enjolras O., Drouet L., Plouët J., 1997.
Vascular endothelial growth factor confers to neonatal hemangioma stromal cells a growth advantage in vitro and in vivo.
Am. J. Pathol., 150, 1315-1326.
39. Jouanneau J., Plouët J., Moens G., Thiéry J.-P., 1997.
FGF-2 and FGF-1 expressed in rat bladder carcinoma cells have similar angiogenic potential but different tumorigenic properties in vivo.
Oncogene, 14, 671-676.
40. Plouët J., Moro F., Coldeboeuf N., Bertagnoli S., Clamens S., Bayard F., 1997.
Extracellular cleavage of the vascular endothelial growth factor 189 aa form by urokinase is required for its mitogenic activity.
J. Biol. Chem., 272, 13390-13396.
41. Ortéga N., Jonca F., Vincent S., Favard C., Ruchoux M-M, Plouët J., 1997.

Systemic activation of the vascular endothelial growth factor receptor flk-1 selectively triggers angiogenic endothelial cells.

Am. J. Pathol., 151, 1215-1224.

42. Jonca F., Ortéga N., Gleizes P.-E., Bertrand N., Plouët J., 1997.

Cell release of bioactive fibroblast growth factor by exon 6 encoded sequence of vascular endothelial growth factor. J. Biol. Chem., 272, 24203-24209.

43. Malavaud B., Tack I., Jonca F., Pradde F., Moro F., Ader J.-L., Plouët J., 1997.

Activation of Flk-1/KDR mediates angiogenesis but not hypertension. Direct therapeutic implication in myocardial ischemia.

Cardiovasc. Res., 36, 276-281.

44. Ortéga N., Sordello S., Plouët J., 1997.

Vascularisation tumorale: physiopathologie et perspectives thérapeutiques.

Bull. Cancer, 84, 391-395.

45. Sordello S., Bertrand N., Plouët J., 1998.

Vascular endothelial growth factor is up-regulated in vitro and in vivo by androgens.

Biochem. Biophys. Res. Commun., 251, 287-290.

46. Ortéga N., L'Faqihi F.-E., Plouët J., 1998.

Control of vascular endothelial growth factor angiogenic activity by the extracellular matrix.

Biol. Cell, 90, 381-390.

47. Bicknell R., Bikfalvi A., Feige J.-J., Plouët J., Ziche M., 1998

Biology and Physiopathology of angiogenesis.

Angiogenesis, 2, 51-52.

48. Ortéga N., Hutchings H., Plouët J., 1999.

Signal relays in the VEGF system.

Front. Biosci., 4, D141-D152.

49. Jouan V., Carron X., Allemany M., Caen J., Quentin G., Plouët J., Bikfalvi A., 1999.

Inhibition of in vitro angiogenesis by platelet growth factor-4 derived peptides and mechanism of action.

Blood, 94, 984-993.

50. Tordjman R., Ortéga N., Coulombel L., Plouët J., Roméo J.-P., Lemarchandel V., 1999.

Neuropilin-1 is expressed on bone marrow stromal cells: a novel interaction between stroma and haematopoietic cells.

Blood, 94, 2301-2309.

51. Okada-Ban M., Plouët J., Thiéry JP, Jouanneau J., 1999.

Impact on tumor angiogenesis and tumor progression of expression of the 18 kd and 24 kd isoforms of FGF-2.

Pathol Biol, 1999, 47, 373-379.

52. Concoina P, Sordello S., Elhage N., Fournial P., Plouët J., Bayard F., Arnal J.-F., 2000.

The mitogenic effect of 17 β -Estradiol on in vitro endothelial cell proliferation and on in vivo reendothelialization are both dependent on VEGF.

J. Vasc. Res., 37, 202-208.

53. Binétruy-Tournaire R., Demangel C., Malavaud B., Vassy R., Rouyre S., Kraemer M., Plouët J., Derhin C., Ferret G., Mazié JC, 2000.

Identification of a peptide blocking vascular endothelial growth factor (VEGF)-mediated angiogenesis. EMBO J., 19, 1525-1533.

54. Midy V., Hollande E., Rey C., Dard M., Plouët J., 2001.

Calcium phosphate ceramics as a controlled release system for vascular endothelial growth factor.

J. Mat. Sci., 12, 293-298.

55. Tordjman R., Delaire S., Plouët J., Ting S., Ganlard P., Pichelson S., Roméo PH, Lemarchandel V. 2001.

Erythroblasts are a source of angiogenic factors.
Blood, 97, 1968-1974.

56. Berthier-Vergnes O, Gaucherand M., Péguet-Navarro J., Plouët J., Pagesaux JF, Schmitt D., Staquet MJ 2001
Cross-talk of human melanoma cells with CD34+ dendritic cell progenitors affects their differentiation only during the expansion phase.
Br J. Cancer, 5, 1944-1951.

57. Ancelin M., Meduri J., Osborne M., Sordello S., Plouët J., Applanat M., 2001.
The presence of biologically active VEGF 189 : evidence from in vitro and in vivo experiments, 2000.
Proc. Natl. Acad. Sci., in press.

CHAPTERS IN BOOKS

1. Thompson P., Arruti C., Maurice D., Plouët J., Barritault D., Courtois Y., 1982.
Angiogenic activity of a cell growth regulating factor derived from the retina. In : "Problems of Normal and Genetically Abnormal Retinas". R. Clayton ed., Acad Press, New York, 61-78.
2. Courtois Y., Arruti C., Barritault D., Courty J., Tassin J. Olivie M., Plouët J., Laurent M., Perry M., 1983.
The role of a growth factor derived from the retina (EDGF) in controlling the differentiated stages of several ocular and non ocular tissues. In "Regulability of the Differentiated State". R. Clayton and D.B.S. Truman eds., Acad. Press, New York, 289-306.
3. Barritault D., Plouët J., Courty S., Courtois Y., 1983.
Purification, characterization and biological properties of the eye derived growth factor from retina. Analogies with brain derived growth factor.
Progress in Clinical and Biological Research, Alan R. Liss Ed., 118.
4. Plouët J., Olivie M., Courtois J., Courtois Y., Barritault D. (1983).
Use of Eye Derived Growth Factor from retina (EDGF) in culture medium for the culture of bovine epithelial lens cells.
Proceedings of the "First European Conference on Serum-Free Cell Culture", 123-126.
5. Plouët J., Mascarelli F., Lagente O., Dorey C., Lorans G., Faure J.P., Courtois Y., 1986.
Eye-derived growth factor : a component of rod outer segment implicated in phototransduction.
In Retinal Signal Systems, Degenerations and Transplants. E. Agardh and B. Ehringer, Eds. Elsevier, Amsterdam, pp. 311-320.
6. Plouët J., 1988.
Molecular interactions of fibroblast growth factor, light activated rhodopsin and S-antigen. In Molecular Biology of the Eye : genes, vision and ocular disease.
UCLA Symposia on Molecular and Cellular Biology, New Series, Vol 88, J. Piatigorsky, P. Zelenka, and L. Shinohara. Eds. R. Alan R. Liss, New York, p. 83-92.
7. Hamel C., Moukadi H., Favard C., Dorey C., Plouët J., 1990
Rôles de l'épithélium pigmenté de la rétine dans la maturation des photorecepteurs.
"Physiologie, Pathologie et génétique oculaires", Séminaires Ophtalmologiques Ipsen, Tome 2, Christen F., Doly M., Droix-Lefaix M.T. Eds, Springer-Verlag, 123-131.
8. Moukadi H., Favard C., Bikfalvi A., Plouët J., 1992.
Biosynthesis of vasculotropin and expression of vasculotropin receptors by cultured cells.
In Symposium on Biotechnology of Growth factors. Lenfant C., Paoletti R., Albertini A. eds, Karger, 123-128.
9. Plouët J., Moukadi H., Gouzi L., Malavaud B., Ruchoux M.-M., 1992.
Vasculotropin/VEGF hypersecretion by vascular smooth muscle cells from spontaneously hypertensive rats.
In "Genetic hypertension" J. Sasaar ed, INSERM-Libbey, 218, 207-209.
10. Favard C., Maret A., Prats H., Plouët J., Bayard F., 1995.
Growth factors binding heparin: FGF and VEGF. Physiological and physiopathological importance. Therapeutic implications in diabetic retinopathy.

Journées Annuelles de Diabetologie de l' Hotel Dieu, 1995, 1, 39-51.

11. Plouët J., Sordello S., Malavaud B., Ortéga N., 1996.
VEGF and brast cancer.

Breast cancer. Advances in biology and therapeutics. F. Calvo, M. Crépin, H. Magdalenat, eds. John Libbey Eurotext 175-181.

12. Plouët J., Malavaud B., Sordello S., Ortéga N., 1996.

Rôles du VEGF dans la progression tumorale.

Eurocancer 96, 197-198 ; M. Boiron, M. Marty eds. John Libbey Eurotext.

13. Sordello S., Faucon B., Plouët J., 1998.

Rôles du VEGF et de ses récepteurs dans l'angiogénèse du cancer du sein.

In "Du dépistage au diagnostic précoce : le cancer du sein aujourd'hui. Diagnostic, pronostic, traitement." M. Bolla, P. Vincent ED, Arnette Editions, 107-113.

14. Plouët J., 1999.

Anti-angiogénèse ciblée sur le VEGF-R2.

Eurocancer 99, 393-394 ; M. Boiron, M. Marty eds. John Libbey Eurotext.

15. Sordello S., Fons P., Malavaud B., Plouët J., 1998.

VEGF

Encyclopedic reference of vascular biology and pathology, A. Bikfalvi Ed, Springer-Verlag, 322-331.

16. Hutchings H., Ortéga N., Tournier J-F, Plouët J., 1998.

Endothelial cells.

Encyclopedic reference of vascular biology and pathology, A. Bikfalvi Ed, Springer-Verlag, 80-85.

PATENTS AND LICENCES

1989 Brevet UCSF N° 479.60 "ENDOTHELIAL CELL GROWTH FACTOR: METHODS OF ISOLATION AND EXPRESSION (MURINE)"

Inventeurs : N. Ferrara et D. Gospodarowicz, J. Plouët

Licence concédée à Genantsch

1995 Brevet CNRS N° 95.15243; PCT/FR/96/02041

"ANTICORPS ANTI-IDIOTYPES DU FACTEUR DE CROISSANCE ENDOTHELIALE VASCULAIRE ET LEUR UTILISATION COMME MEDICAMENTS"

Inventeurs : J. Plouët, N. Ortéga, F. Jonca, MM Ruchoux

Licence concédée à AbTECH

1999 Brevet CNRS 9908779

"ANTICORPS ANTI-IDIOTYPES DU FACTEUR DE CROISSANCE DES FIBROBLASTES 1 ET LEUR UTILISATION COMME MEDICAMENTS"

Inventeurs : J. Plouët, S. Sordello, B. Malavaud, J. Jouanneau, P. Savagner, J-P Thierry.

Licence concédée à AbTECH.

2000 Brevet Institut Pasteur-CNRS-Université Paris XIII, N° 193396

"PEPTIDE MIMANT LE FACTEUR DE CROISSANCE ENDOTHELIALE VASCULAIRE (VEGF-HYBRIDOME)- APPLICATION A LA THERAPIE DES TUMEURS. "

Inventeurs : R. Tournais, C. Demangel, C. Derbin, G. Perret, J-C Mazzié, J. Plouët.

Licence concédée à Bristol Myers

2001 Brevet CNRS-INSERM-AbTECH N° 01-10554

"UTILISATION DE MOLECULES SOLUBLES HLA DE CLASS I ET LEUR UTILISATION COMME MEDICAMENTS ANTI-ANGIOGENIQUES. "

Inventeurs : J. Plouët, P. Fons, F. L'Faqih, P. Lebouteiller

Licence concédée à AbTECH

2001 Brevet CNRS-AbTECH N° 01-10553

**« ANTICORPS ANTI-IDIOTYPIQUES DE MOLECULES HLA DE CLASSE I ET LEUR UTILISATION
POUR LA PREPARATION DE COMPOSITIONS DESTINEES A INHIBER L'ACTIVATION
VASCULAIRE »**

Inventeurs : J. Plouët, P. Fons, M. Trombe. Licence concédée à AbTECH



PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Serial No. 09/091,561
Filed 08/21/98GROUP 1644
Examiner Kwojdt.ANTI-IDIOTYPIC ANTIBODIES
OF VASCULAR ENDOTHELIAL
GROWTH FACTOR AND
USE THEREOF AS DRUGSDECLARATION UNDER RULE 132Commissioner for Patents
Washington, D.C. 20231

Sir:

I, Pierre-André Coxemave, hereby declare as follows:

My relevant background and experience are set forth on the attached c.v. I make this declaration in support of the present application, and to provide evidence in rebuttal of several contentions in the Official Action of September 25, 2001, that one of ordinary skill in the art would be able to make and use the claimed invention.

Given the showing in the specification that about 15 to 20% of rabbits produce the anti-idiotypic antibodies having the claimed binding specificity, I confirm that a person skilled in the field of anti-idiotypic science would have at least a "reasonable expectation" that a comparable percentage of mice would produce an anti-idiotypic antibody having that binding specificity. In view of the results produced in rabbits, and when following most of the steps described in the present specification, comparable results in mice would have been expected without undue experimentation. Anti-idiotypic reactions occur against a given antigen in all mammalian species. The screening procedure of the present application has been established as an assay measuring the inhibition of recombinant human VEGF toward recombinant human VEGFR2 by immunoglobulin. Therefore, the origin of anti-idiotypic antibodies, whether from rabbits or mice, is not a limiting step.

I also confirm that, given the screening methods described in the present specification, an analysis of the specificity of mice antibodies by Radio Receptor Assay would involve only routine experimentation to identify anti-idiotypic immunoglobulin corresponding to the Ig2 J fraction of the present specification. It is only a matter of time and routine experimentation to produce monoclonal antibodies from potential B-lymphocytes and to identify those having the claimed binding specificity.

Having seen the results of the experiments using Fab fragments, my understanding is that they display anti-angiogenic properties functionally similar to the original antibodies conjugated with cytotoxic agents: the Fab are, like the original antibodies, ligands to KDR or Flk-1, and not to It-1. They bind to the KDR receptor and block it, hence preventing VEGF to be internalized into endothelial cells and to induce their proliferation. Accordingly, Fab fragments prevent proliferation of endothelial cells, and act functionally like the antibodies of the specification conjugated with cytotoxic agents.

The undersigned declare further that all statements made herein of their own knowledge are true and that all statements made on

Proust et al. S.N. 09/091,561

information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.



PIERRE-ANDRÉ CAZENAVE

3/25/2002

Date



CURRICULUM VITAE

CAZENAVE Pierre-André

Born : February 12, 1940 at SERS (Orne), France

Nationality : French

Title and Position

Assistant Professor (Chef de Laboratoire) at the Institut Pasteur, 1976-1987

Professor at the Institut Pasteur, since 1987

Head of Analytical Immunochimistry Unit at the Institut Pasteur, since 1978

Head of the Department of Immunology, Institut Pasteur, 1994-1997

Director of the URA (Unité de Recherches Associées) D1961 of CNRS, since 1995

Deputy Director of the IBA (Foreign Associated Laboratory) of CNRS at the Instituto Gulbenkian de Ciencia, Portugal

Education

Doctor des Sciences, Paris, 1974

Research Assistant at the Faculty of Sciences, Paris, 1967-1971

Assistant Professor in Biochemistry at the University Paris 7, 1971-1974

Lecturer in Immunology at the Pierre and Marie Curie University, 1974

Professor of Immunology at the Pierre and Marie Curie University, since 1975

Distinctions

Prize "Céline", 1979

Member of the European Molecular Biology Organization, 1981

Prize "Behring-Metchnikoff", 1988

Member of the European Network of Immunology Institutes, 1990

President of the French Society of Immunology, 1992-1995

Administrative Responsibilities

Member of different CNRS and INSERM National Committees between 1980 and 1994

Member of the National Council of the French Universities (1982-1990)

Director of PhD degree Courses in Immunology at the Pierre and Marie Curie University (Paris 6) since 1978

Director of the International Relations of the Institut Pasteur, since 2000

Editorial Board

Biochimie, 1975-1976

Annales d'Immunologie (Institut Pasteur) 1976-1989

Molecular Immunology, 1975-1977

European Journal of Immunology, 1981-1989

Hybridoma, 1981-1988

Research in Immunology, 1989-1998

Immunogenetics, 1982-1995

EMBO Journal, 1992-1996



RECEIVED

MAR 2 9 2002

TECH CENTER 1600/2900

PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Serial No. 09/091,561
Filed 08/21/98GROUP 1644
Examiner EwoldtANTI-IDIOTYPIC ANTIBODIES
OF VASCULAR ENDOTHELIAL
GROWTH FACTOR AND
USE THEREOF AS DRUGSDECLARATION UNDER RULE 132Commissioner for Patents
Washington, D.C. 20231

Sir:

I, Pierre Fons, hereby declare as follows:

My relevant background and experience are set forth on the attached c.v. I make this declaration in support of the present application, and to provide evidence in rebuttal of several contentions in the Official Action of September 25, 2001, that one of ordinary skill in the art would be able to make and use the claimed invention.

As a student in 1997 in the laboratory of Doctor Jean Flouet, I was given the task to reproduce the double immunization in mice that had been previously performed in rabbits. I produced several hybridomas, and I used the screening methods described in the present patent application filed by Doctor Jean Flouet, including the Radio Receptor Assay. It took only routine experimentation to isolate and identify anti-id immunoglobulins from mice corresponding to the Ig2 J fraction of the present application. It was a matter of routine experimentation over a time period of six months to produce monoclonal antibodies from a range of candidate B-lymphocytes and to identify those having the claimed binding specificity. Six months is a classical amount of time necessary to perform a double immunization in mice.

The undersigned declare further that all statements made herein of their own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

PIERRE FONS_____
DATE_____
25.03.02

Pierre FONS
17, rue Julia
31500 Toulouse
home phone: 05 62 47 25 67
office phone: 05 61 17 58 36



29 years, born in Toulouse
Married, 1 daughter

e-mail: pierre.fons@sanofi-synthelabo.fr

RECEIVED

MAR 2 9 2002

TECH CENTER 1600/2900

Ph.D.
Cellular biology and biotechnology

Education

- 2002 Post-doctoral Research associate Sanofi-Synthelabo.
- 1997 – 2001 Ph.D. student C.N.R.S Plasticity group of endothelial cells
Thesis director: Jean Plouët - IPBS-Toulouse.
- 1996 D.E.A : Biomedical engineering. U.T.C-Compiègne.
- 1994 – 1995 Master Sciences and Technology. Biological / medical engineering Toulouse
- 1993 D.U.T. Physical measurements-Toulouse

Additional education

- 1999 Diploma to conduct in-vivo experiments on laboratory animals.
Veterinary National School-Toulouse
- 1996 Quality Assurance -Toulouse

Professional experiences

- 1995-1996 DEA fellowship. Physico-chemistry group. Director C. REY-INPT-Toulouse
Calcium phosphate formation on collagen in order to mimic bone structure.
Development of physicochemical analysis.
- 1996-1997 Quality Assurance manager. Biotecnic (Toulouse) : production of orthopaedic
prostheses.
- Modification of the quality handbook
- Implementation of ISO 29001 regulations
- 1997 – 2001 Ph.D. student C.N.R.S Plasticity group of endothelial cells
Thesis director: Jean Plouët - IPBS-Toulouse.
Control of angiogenesis by systemic approach.
- In vivo experimentation
- Cellular cultures, cellular fusion
- Western blot and cross-link
- Flow Cytometry
- Proteins purifications (FPLC, HPLC, RRA)
- Cellular transfection

Publication:

- Fons P., Malavaud B., Venat L., Plouët J., Strategies anti-angiogéniques en cancérologie, Bulletin de l'Académie Nationale de Médecine, 2000, 184, n°3, 579-587.
- Sordello S., Fons P., Malavaud B., Plouët J., VEGF, Encyclopedic reference of vascular biology and pathology, A.Bikfalvi Ed, 2000, Springer-Verlag, 322-331.

Patents:

- Patent n° 01/10554:** Utilisation of soluble HLA molecules of class I for the preparation of pharmaceuticals compositions in order to inhibit angiogenesis.
- Patent n° 01/10553:** Antibodies anti-idiotypic of HLA molecules of class I and their use for the preparation of compositions to inhibit vascular activation.

Communication:

Building specific vectors for angiogenesis.